

Instructions for form FTB 3563

Automatic Extension for Fiduciaries

General Information

If the estate or trust cannot file its California fiduciary return by the 15th day of the fourth month following the close of the taxable year (fiscal year filers) or April 15, 1999 (calendar year filers), it may file its fiduciary return on or before the 15th day of the tenth month following the close of the taxable year (fiscal year filers) or October 15, 1999 (calendar year filers), without filing a written request for extension.

However, to avoid late payment penalties and interest, 100% of the estate's or trust's tax liability (including a Real Estate Mortgage Investment Conduit's [REMIC's] \$800 annual tax) must be paid by the 15th day of the fourth month following the close of the taxable year (fiscal year filers) or April 15, 1999 (calendar year filers).

Nonexempt charitable trusts, described in the Internal Revenue Code (IRC) Section 4947(a)(1) and exempt pension trusts, should use form FTB 3539.

Complete the tax payment worksheet below to see if any additional taxes are due. **Send in the voucher only if a payment is due.**

Save the completed worksheet as a permanent part of the estate's or trust's tax records along with the copy of the return.

Note: Simple trusts that have received a letter from the Franchise Tax Board granting exemption from tax under Section 23701d are considered to be corporations for tax purposes and should, therefore, use form FTB 3539, Payment Voucher for Automatic Extension for Corporations and Exempt Organizations. Get the instructions for that form.

Penalties And Interest

Remember, an extension of time to file the estate's or trust's fiduciary return is not an extension of time to pay the tax. If the estate or trust fails to pay its total tax liability (including a REMIC's \$800 annual tax) by the 15th day of the fourth month following the close of the taxable year (fiscal year filers) or April 15, 1999 (calendar year filers), a late payment penalty plus interest will be added to the tax due. If after the 15th day of the fourth month following the close of the taxable year (fiscal year filers) or April 15, 1999 (calendar year filers), the estate or trust finds that its estimate of tax due was too low, the estate or trust should pay the additional tax as soon as possible to avoid further accumulation of penalties and interest. Pay the estimated additional tax with another form FTB 3563 voucher.

If the estate's or trust's fiduciary return is not filed by the 15th day of the 10th month following the close of the taxable year (fiscal year filers) or October 15, 1999 (calendar year filers), the automatic extension will not apply and a late filing penalty and interest will be assessed from the original due date of the return.

TAX PAYMENT WORKSHEET FOR YOUR RECORDS

1 Total tax the estate or trust expects to owe. This is the amount you expect to enter on Form 541, line 27 or Form 541-QFT, line 27

2 Payments and credits:

- a California income tax withheld.
- b California estimated tax payments and amount applied from your 1997 Form 541 or Form 541-QFT.
- c Other payments and credits, including any tax payments made with any previous form FTB 3563 voucher

3 Total tax payments and credits. Add line 2a, line 2b, and line 2c.

4 Tax due

1	
2a	
2b	
2c	
3	
4	

- If the amount on line 3 is more than the amount on line 1, the estate or trust has no tax due. **DO NOT SEND THE PAYMENT VOUCHER.**
- If the return is filed by the 15th day of the tenth month following the close of the taxable year (fiscal year filers), or by October 15, 1999 (calendar year filers), the return will qualify for an extension.
- If the amount on line 1 is more than the amount on line 3, subtract line 3 from line 1. This is the estate's or trust's tax due.

Enter the result on line 4 and in the "Amount of Payment" box on the form FTB 3563 voucher below. Fill in the estate or trust's name, address, and federal employer identification number (FEIN) and separate the voucher from this page where it says "DETACH HERE." Make a check or money order payable to "Franchise Tax Board," and write the FEIN and "1998 Form 3563" on it. Mail your check or money order and the voucher to: **FRANCHISE TAX BOARD, PO BOX 942867, SACRAMENTO CA 94267-0051**

----- DETACH HERE -----

TAXABLE YEAR

Payment Voucher for 1998 Automatic Extension for Fiduciaries

CALIFORNIA FORM

3563

For calendar year 1998 or fiscal year beginning month _____ day _____ year 1998, and ending month _____ day _____ year _____	
Name of estate or trust	FEIN
Name and title of fiduciary	
Present address (number and street including suite number, PO Box or rural route)	
City, town or post office	State ZIP Code
Amount of payment	
Payment Voucher 5	

IF NO PAYMENT IS DUE, DO NOT FILE THIS FORM

MAIL TO: FRANCHISE TAX BOARD
PO BOX 942867
SACRAMENTO CA 94267-0051

(Calendar year —
Due April 15, 1999)

356398109

FTB 3563 1998